

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

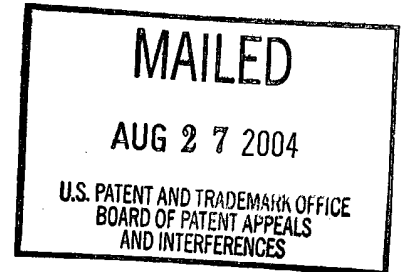
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TRUNG T. DOAN

Application No. 09/652,713

ORDER RETURNING UNDOCKETED APPEAL



This application was received electronically at the Board of Patent Appeals and Interferences on August 10, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed two (2) Information Disclosure Statements (IDS): one on November 27, 2000 and one on September 29, 2003. It is not clear from the record that the Information Disclosure Statement dated November 27, 2000, has been considered fully. The IDS of November 27, 2000, has not been signed. Furthermore, it is not clear from the record that the

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Information Disclosure Statement dated September 29, 2003, has been considered or acknowledged. It should be noted also that the accompanying Form 1449 for the September 29, 2003 Information Disclosure Statement is missing from the record. The examiner needs to consider both Information Disclosure Statements and acknowledge such consideration.

Accordingly, it is

ORDERED that the application is returned to the examiner for:

- 1) consideration and proper response to the Information Disclosure Statement filed on November 27, 2000;
- 2) consideration and proper response to the Information Disclosure Statement dated September 29, 2003; and to acquire the corresponding Form 1449 which is missing from the record; and
- 3) for any further action as deemed appropriate.

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It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



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